

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

John Frederic Garmon,

No. C 04-3772 WDB

Plaintiff,

**ORDER FOR CLARIFICATION BY
DEFENDANTS RE CLAIM FOR
FAILURE TO MITIGATE**

v.

Peralta Community College District,
et al.,

Defendant(s).

On April 20, 2006, defendants notified the Court that they intend to claim that plaintiff failed to use reasonable efforts to mitigate his damages.

The law recognizes a duty to mitigate with respect to economic losses. We are not sure whether the law also recognizes a duty to mitigate with respect to non-economic harm such as emotional distress.

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